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**FAX COVER SHEET**

FAX NUMBER TRANSMITTED TO: (703) 305-3590

To: Examiner Cheryl L. Miller  
Of: U.S. Patent and Trademark Office  
From: Rosenbaum & Associates, P.C.  
Client/Matter: 6006-018  
Date: April 14, 2003

DOCUMENTS	NUMBER OF PAGES*
Fax Transmittal	1
Amendment Transmittal (1 page in duplicate)	2
Amendment and Response to Final Office Action, with Exhibit A	7
TOTAL	10

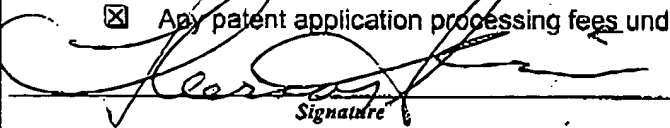
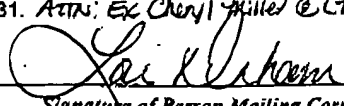
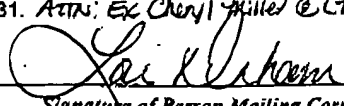
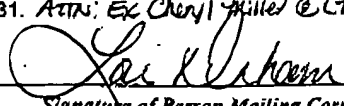
**COMMENTS:**

**Reply under 37 CFR 1.1116**  
**Expedited Procedure - Examining Group 3738**

In re: Serial No. 09/716,146  
Applicant: Christopher T. Boyle  
Attorney Dkt No. 6006-018

**FAX RECEIVED****APR 14 2003****GROUP 3700**

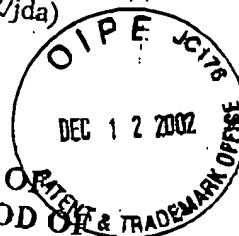
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<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>				Docket No. <b>6006-018</b>							
Applicant(s): <b>Christopher T. Boyle</b>											
Serial No. <b>09/716,146</b>	Filing Date <b>11/17/00</b>	Examiner <b>Cheryl L. Miller</b>		Group Art Unit <b>3738</b>							
Invention: <b>DEVICE FOR IN VIVO DELIVERY OF BIOACTIVE AGENTS AND METHOD OF MANUFACTURE THEREOF</b>											
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>											
Transmitted herewith is an amendment in the above-identified application.											
<input checked="" type="checkbox"/> Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted. <input type="checkbox"/> A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.											
The fee has been calculated and is transmitted as shown below.											
<b>CLAIMS AS AMENDED</b>											
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE						
TOTAL CLAIMS	5 -	25 =	0 x	\$9.00	\$0.00						
INDEP. CLAIMS	1 -	5 =	0 x	\$42.00	\$0.00						
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00						
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>						
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>18-2000</b> A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.											
 Signature <b>Thomas S. Kim (Reg No. 51,009)</b> Rosenbaum & Associates, P.C. 875 North Michigan Avenue Suite #3600 Chicago, IL 60611 (312) 397-0303 Telephone (312) 397-0301 Facsimile tkim@biopatentlaw.com			Dated: <b>April 14, 2003</b>								
CC:			<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td colspan="2">           I certify that this document and fee is being deposited on facsimile transmitted with the U.S. Postal Service as first-class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. ATTN: Ek Cheryl Miller @ (703) 305-3590.         </td> </tr> <tr> <td style="text-align: center;">             Signature of Person Mailing Correspondence         </td> <td style="text-align: center;"> <b>4/14/03</b> </td> </tr> <tr> <td colspan="2" style="text-align: center;"> <b>Lori Dunham</b>            Typed or Printed Name of Person Mailing Correspondence         </td> </tr> </table>			I certify that this document and fee is being deposited on facsimile transmitted with the U.S. Postal Service as first-class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. ATTN: Ek Cheryl Miller @ (703) 305-3590.		 Signature of Person Mailing Correspondence	<b>4/14/03</b>	<b>Lori Dunham</b> Typed or Printed Name of Person Mailing Correspondence	
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 Signature of Person Mailing Correspondence	<b>4/14/03</b>										
<b>Lori Dunham</b> Typed or Printed Name of Person Mailing Correspondence											

**PLEASE ACKNOWLEDGE RECEIPT OF:**

Information Disclosure Statement (12 pages) including  
references (77); acknowledgement postcard.

Date Mailed: December 6, 2002 (DGR/jda)  
Appl. No.: 09/716,146  
Inventor: Christopher T. Boyle  
Filing Date: November 17, 2000



For: **DEVICE FOR *IN VIVO* DELIVERY OF  
BIOACTIVE AGENTS AND METHOD OF  
MANUFACTURE THEREOF**

Group Art Unit: 3738  
Attorney Docket No.: 6006-018

**EXHIBIT A.**